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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of

Confirmation No. 8046

**MOODY et al**

Group Art Unit: 1651

Appln. No.: 09/457,765

Examiner: M. Meller

Filed: December 10, 1999

Title: PROCESS FOR THE PREPARATION OF AMPICILLIN

\* \* \* \* \*

October 28, 2004

**CERTIFICATION OF FACSIMILE TRANSMISSION**  
**UNDER 37 C.F.R. §1.8**

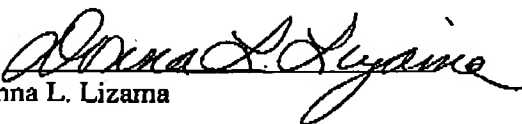
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- Notice of Appeal (in duplicate)

Respectfully submitted,

By:   
Donna L. Lizama

Mayer, Brown, Rowe & Maw LLP  
Intellectual Property Group  
1909 K Street  
Washington, D.C. 20006-1101  
Customer No.: 000043569

PTO/SB/31 (09-04)

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THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

121640-40265189

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In re Application of

MOODY et al.

Application Number  
09/457,765

Filed

December 10, 1999

For PROCESS FOR THE PREPARATION OF AMPICILLIN

Art Unit

1654

Examiner

M. Meller

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 340.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed.
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- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/98)
- ☐ attorney or agent of record.  
Registration number \_\_\_\_\_
- ☒ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. 26,588

  
Signature

Richard A. Steinberg

Typed or printed name

202-263-3325

Telephone number

October 28, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.8. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/31 (08-04)

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Typed or printed name \_\_\_\_\_

In re Application of

MOODY et al.

Application Number  
09/457,785

Filed

December 10, 1999

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Art Unit

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M. Meller

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Signature

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